

2136
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Gordon James Smith : Date: January 20, 2004
Group Art Unit: 2136 : IBM Corporation
Examiner: Emmanuel Lionel Moise : Intellectual Property Law
Serial No.: 09/435,789 : Dept. 917, Bldg. 006-1
Filed: November 8, 1999 : 3605 Highway 52 North
Title: DATA WATERMARKS : Rochester, MN 55901
CREATED BY USING AN
UNEVEN SAMPLING RECORD

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

**CERTIFICATE OF MAILING
UNDER 37 C.F.R. 1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

January 20, 2004

Debra A. Peterson

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RESPONSE TO RESTRICTION REQUIREMENT

Technology Center 2100

In response to the Office Action dated December 29, 2003, Applicant makes the following amendments, election, and remarks:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this Response.

Election to Restriction is made on page 6 of this Response.

Remarks begin on page 7 of this Response.

Docket No.: RO999-123
Serial No.: 09/435,789